



PATENT
Attorney Docket No. 05725.1251-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Jean-Louis H. GUERET) Group Art Unit: 3751
Application No.: 10/694,905) Examiner: David J. Walczak
Filed: October 29, 2003) Not. of Allow. Dated: February 27, 2007
For: DEVICE FOR PACKAGING) Confirmation No.: 4525
AND/OR DISPENSING A) Mail Stop Issue Fee
PRODUCT AND)
MANUFACTURING METHODS)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

The Statement of Reasons for Allowance ("Statement") attached to the Notice of Allowability dated February 27, 2007, included an apparent characterization of the claims and the related art. Although Applicant agrees with the Examiner's ultimate conclusion that all of the claims of the present application are allowable, Applicant respectfully disagrees with the Statement because it appears to mischaracterize the subject matter recited in the claims.

Contrary to the Statement, independent claim 1 is not limited to a "body . . . having particles dispersed in a homogeneous manner in the binder" Rather, as recited in independent claim 1 itself, the device of independent claim 1 comprises "at least one body comprising a binder, and a plurality of particles associated with the binder" For at least the reasons outlined in Applicant's Request for

Reconsideration filed February 5, 2007, Applicant respectfully submits that the subject matter recited in independent claim 1 is allowable.


If the Examiner disagrees with the Applicant's comments regarding the Statement, the Examiner is respectfully requested to re-open prosecution and consider withdrawing the indication of allowable subject matter so that this issue may be resolved.

Please grant any extensions of time required to enter these Comments and charge any additional required fees to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: May 15, 2007

By: 
Christopher T. Kent
Reg. No. 48,216